

PATENT  
Customer No. 22,852  
Attorney Docket No. 05725.0806

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Carlos O. PINZON et al. ) Group Art Unit: 1711  
Application No.: 09/733,896 ) Examiner: Nathan M. NUTTER  
Filed: December 12, 2000 )  
For: COMPOSITIONS COMPRISING ) Confirmation No.: 5467  
AT LEAST ONE OIL-SOLUBLE )  
POLYMER CHOSEN FROM )  
ALKYL CELLULOSES AND )  
ALKYLATED GUAR GUMS )

MAIL STOP RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Office the documents on the attached IDS Form PTO/SB/08. This Information Disclosure Statement is being filed before the mailing date of a first Office Action after the filing of a Request for Continued Examination in the above-referenced application.

Copies of the listed foreign and non-patent literature documents that have not been previously submitted are attached. Copies of the U.S. patent publications are not enclosed. Copies of the listed foreign and non-patent literature documents have were previously submitted with Applicants' August 5, 2005, Information Disclosure Statement have been relisted on the accompanying IDS Form PTO/SB/08, but have not been

resubmitted. Accordingly, citation numbers 120-123 and 236-258, as listed on the accompanying IDS Form PTO/SB/08, are submitted herewith unless otherwise indicated. Furthermore, Applicants submit that JP 78/043577 is an additional publication of JP 50/58242, as shown in the Derwent Abstract of JP 78/043577 that is submitted herewith.

Applicants have also not enclosed a copy of copending Application No. 11/351,309 (Attorney Docket No. 05725.1020-01), because it is identical to its parent application, Application No. 10/047,987, a copy of which is available through the Image File Wrapper System. Likewise, Applicants have not enclosed a copy of copending Application No. 11/212,811 (Attorney Docket No. 05725.0816-03), because it is identical to its parent application, Application No. 10/203,018, a copy of which is available through the Image File Wrapper System.

Applicants respectfully request that the Office consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

The following is a concise statement of relevance of the non-English language documents.

1. FR 2 804 014 - An abstract of the disclosure of this document can be found in the English language abstract obtained from esp@cenet, which is submitted herewith. This document is believed to be related to Patent Application Publication No. US 2001/0028887 A1, which was previously cited.

2. FR 2 817 742 - An abstract of the disclosure of this document can be found in the English language abstract obtained from esp@cenet, which is submitted herewith.

This document is believed to be related to U.S. Patent No. 6,761,881 B2, which is listed herewith.

3. JP 02/207014 - An abstract of the disclosure of this document can be found in the English language Patent Abstracts of Japan submitted herewith.

4. WO 02/47606 A2 - An English language Abstract of this document can be found on the front of this document. This document is believed to be related to U.S. Patent No. 6,761,881, which is listed herewith.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Office applies any of the documents as prior art against any claim in the application and Applicants determine that the cited document(s) do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: May 30, 2006

By: Erin C. DeCarlo  
Erin C. DeCarlo  
Reg. No. 51,688

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 12

*Complete if Known*

Application Number	09/733,896
Filing Date	December 12, 2000
First Named Inventor	Carlos O. PINZON et al.
Art Unit	1711
Examiner Name	Nathan M. Nutter
Attorney Docket Number	05725.0806-00000

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PATENT &amp; TRADEMARK OFFICE

**U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

Examiner Initials	Cite No.	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code (if known)			
	1	2,463,264	3/1/1949	Graenacher	
	2	3,157,681	11/17/1964	Fischer	
	3	3,324,041	6/1/1967	Sommer et al.	
	4	4,148,875	4/10/1979	Barnett et al.	
	5	4,247,411	1/27/1981	Vanlerberghe et al.	
	6	4,367,390	1/4/1983	Balleys et al.	
	7	4,620,492	11/4/1986	Vogg et al.	
	8	4,724,137	2/9/1988	Hoppe et al.	
	9	4,822,601	4/18/1989	Goode et al.	
	10	4,885,709	12/5/1989	Edgar et al.	
	11	5,034,219	7/23/1991	Deshpande et al.	
	12	5,061,289	10/29/1991	Clausen et al.	
	13	5,073,364	12/17/1991	Giezendanner et al.	
	14	5,085,859	2/4/1992	Halloran et al.	
	15	5,166,355	11/24/1992	Leistner et al.	
	16	5,196,260	3/23/1993	Dirshl et al.	
	17	5,237,071	8/17/1993	Leistner et al.	
	18	5,252,323	10/12/1993	Richard et al.	
	19	5,268,029	12/7/1993	Demangeon et al.	
	20	5,290,555	3/1/1994	Guthauser et al.	
	21	5,436,006	7/25/1995	Hirose et al.	
	22	5,486,431	1/23/1996	Tuttle et al.	
	23	5,489,431	2/6/1996	Ascione et al.	
	24	5,585,091	12/17/1996	Pelzer et al.	
	25	5,605,651	2/25/1997	Balzer	
	26	5,628,029	12/7/1993	Demangeon et al.	
	27	5,695,747	12/9/1997	Forestier et al.	
	28	5,702,519	12/30/1997	Nitta et al.	

Examiner Signature	Date Considered
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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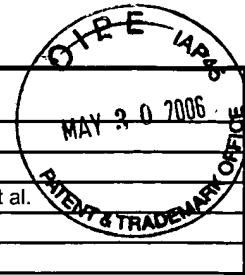
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Attorney Docket Number	05725.0806-00000



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		Number-Kind Code (if known)			
	29	5,769,902	6/23/1988	Samain	
	30	5,783,657	7/21/1998	Pavlin et al.	
	31	5,795,565	8/18/1998	Eteve et al.	
	32	5,830,444	11/3/1998	Miguel	
	33	5,849,909	12/15/1998	Richard et al.	
	34	5,955,060	9/21/1999	Huglin et al.	
	35	5,962,452	10/5/1999	Haase et al.	
	36	5,972,095	10/26/1999	Graves et al.	
	37	5,976,512	11/2/1999	Huber	
	38	5,993,787	11/30/1999	Sun et al.	
	39	6,001,980	12/14/1999	Borzo et al.	
	40	6,045,782	4/4/2000	Krog et al.	
	41	6,066,328	5/23/2000	Ribier et al.	
	42	6,093,385	7/25/2000	Habeck et al.	(L) ✓
	43	6,132,745 (K)	10/17/2000	Marchi-Jemann et al.	
	44	6,159,455	12/12/2000	Habeck et al.	
	45	6,171,341 (B1)	1/9/2001	Kunz	
	46	6,203,780 B1	3/20/2001	Arnaud et al.	
	47	6,214,326 (B1)	4/10/2001	Dupuis	
	48	6,214,329 B1	4/10/2001	Brieva et al.	
	49	6,224,851 B1	5/1/2001	Bara (9)	
	50	6,361,764 B2	3/26/2002	Herve Richard et al.	
	51	6,399,080 B1	6/4/2002	Bara	
	52	6,410,003 (B1)	6/25/2002	Bhatia et al.	
	53	6,428,773 B1	8/6/2002	Oko et al.	
	54	6,447,759 B2	9/10/2002	Noguchi et al.	
	55	6,503,522 B2	1/7/2003	Lawson et al.	
	56	6,506,716 (B1)	1/14/2003	Delplancke et al.	

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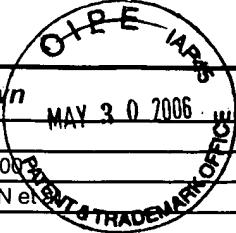
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		Number-Kind Code (if known)			
	57	6,545,174 <i>B2</i>	4/8/2003	Habeck et al.	
	58	6,552,160 <i>B2</i>	4/22/2003	Pavlin, Mark S.	
	59	6,649,173 <i>B1</i>	11/18/2003	Arnaud et al.	
	60	6,682,748 <i>B1</i>	1/27/2004	De La Poterie et al.	
	61	6,716,420 <i>B2</i>	4/6/2004	Feng et al.	
	62	6,726,917 <i>B2</i>	4/27/2004	Kanji et al.	
	63	6,761,881 <i>B2</i>	7/13/2004	Bara	
	64	6,869,594 <i>B2</i>	3/22/2005	Ferrari	
	65	6,875,245 <i>B2</i>	4/5/2005	Pavlin, Mark S.	
	66	6,881,400 <i>B2</i>	4/19/2005	Collin	
	67	6,960,339 <i>B2</i>	11/1/2005	Ferrari et al.	
	68	6,979,469 <i>B2</i>	12/27/2005	Ferrari et al.	
	69	US 2002/0010179 <i>A1</i>	1/24/2002	Richard et al.	
	70	US 2002/0120036 <i>A1</i>	8/29/2002	Pinzon et al.	
	71	US 2003/0086883 <i>A1</i>	5/8/2003	Feng et al.	
	72	US 2003/0129211 <i>A1</i>	7/10/2002	Livoreil et al.	
	73	US 2003/0147837 <i>A1</i>	8/7/2003	Cavazzuti et al.	
	74	US 2003/0161807 <i>A1</i>	8/28/2003	Lemann	
	75	US 2003/0161848 <i>A1</i>	8/28/2003	Ferrari et al.	
	76	US 2003/0185780 <i>A1</i>	10/2/2003	Ferrari et al.	
	77	US 2003/0198613 <i>A1</i>	10/23/2003	Feng et al.	
	78	US 2004/0013625 <i>A1</i>	1/22/2004	Kanji	
	79	US 2004/0028636 <i>A1</i>	2/12/2004	Collin	
	80	US 2004/0042980 <i>A1</i>	3/4/2004	Kanji et al.	
	81	US 2004/0086478 <i>A1</i>	5/6/2004	Ferrari	
	82	US 2004/0091510 <i>A1</i>	5/13/2004	Feng et al.	
	83	US 2004/0126401 <i>A1</i>	7/1/2004	Collin	
	84	US 2004/0166076 <i>A1</i>	8/26/2004	Ferrari et al.	

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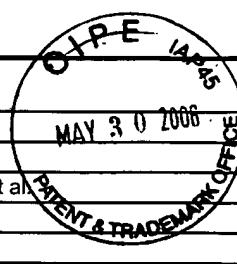
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	85	US 2004/0166133 A1	8/26/2004	Cavazzuti et al.	
	86	US 2004/0247549 A1	12/9/2004	Lu et al.	
	87	US 2005/0008598 A1	1/13/2005	Lu et al.	
	88	US 2005/0008599 A1	1/13/2005	Lu et al.	
	89	US 2005/0065261 A1	3/24/2005	Darlington Jr. et al.	
	90	US 2005/0089491 A1	4/28/2005	Collin	
	91	US 2005/0089505 A1	4/28/2005	Collin	
	92	US 2005/0089541 A1	4/28/2005	Lacoutiere	
	93	US 2005/0191327 A1	9/1/2005	Yu et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No.	Foreign Patent Document Country Code Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation
	94	DE 197 26 184 A1	12/24/1998			Abstract
	95	DE 197 55 649 A1	6/17/1999			Abstract
	96	DE 198 55 649 A1	6/8/2000			Abstract
	97	EP 0 507 692 A1	10/7/1992			Abstract
	98	EP 0 517 104 B1	12/9/1992			English
	99	EP 0 518 772 A1	12/16/1992			Abstract
	100	EP 0 518 773 A1	12/16/1992			Abstract
	101	EP 0 570 838 B1	11/24/1993			English
	102	EP 0 669 323 A1	8/30/1995			Abstract
	103	EP 0 775 698 A1	5/28/1997			Abstract
	104	EP 0 790 243 A1	8/20/1997			Abstract
	105	EP 0 796 851 A1	9/24/1997			English
	106	EP 0 863 145 A2	9/9/1998			Abstract
	107	EP 0 878 469 A1	11/18/1998			Abstract
	108	EP 0 893 119 B1	1/27/1999			English

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	109	EP 0 933 376 A2	8/4/1999			English
	110	EP 0 967 200 A1	12/29/1999			Abstract
	111	EP 1 044 676 A2	10/18/2000			English
	112	FR 2 315 991	1/28/1977			Abstract
	113	FR 2 416 008	8/31/1979			Abstract
	114	FR 2 796 550	1/26/2001			Abstract
	115	GB 1 539 625	1/31/1979			English
	116	JP 50/58242	5/21/1975			Abstract
	117	WO 05/013887 A2	2/17/2005			English
	118	WO 93/04665	3/18/1993			English Abstract
	119	WO 98/25922	6/18/1998			English Abstract
	120	FR 2 804 014	7/27/2001			Abstract
	121	FR 2 817 742	6/14/2002			Abstract
	122	JP 02/207014	8/16/1990	In order?		Abstract
	123	WO 02/47606 A2	6/20/2002			English Abstract

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
	124	Bangham, A.D. et al. Diffusion of Univalent Ions across the Lamellae of Swollen Phospholipids, Journal of Molecular Biology, pp. 238-252, Vol. 13, August to October 1965	
	125	Co-Pending Application No. 10/182,830; Attorney Docket No. 05725.0795-01 Title: COSMETIC COMPOSITION COMPRISING HETERO POLYMERS AND A SOLID SUBSTANCE AND METHOD OF USING SAME U.S. Filing Date: August 2, 2002	
	126	Co-Pending Application No. 10/203,018; Attorney Docket No. 05725.0816-01 Title: COMPOSITION COMPRISING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE INERT FILLER AND METHODS FOR USE U.S. Filing Date: August 5, 2002	
	127	Co-Pending Application No. 10/203,254; Attorney Docket No. 05725.0817-01 Title: COSMETIC COMPOSITIONS CONTAINING AT LEAST ONE HETEROPOLYMER AND AT LEAST ONE GELLING AGENT AND METHODS OF USING THE SAME U.S. Filing Date: August 7, 2002	

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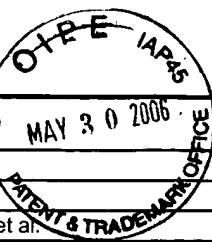
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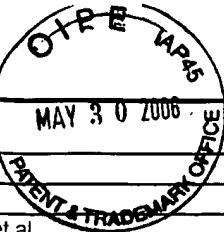
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
	128	Co-Pending Application No. 10/494,864; Attorney Docket No. 06028.0047-00 Title: COMPOSITION CONTAINING AN AMINO ACID N-ACYLATED ESTER AND A POLYAMIDE-STRUCTURED UV FILTER U.S. Filing Date: November 23, 2004	
	129	Co-Pending Application No. 10/699,780, Attorney Docket No. 05725.0895-02 Title: METHODS OF DISPERSING AT LEAST ONE COLORING AGENT USING AT LEAST ONE HETEROPOLYMER U.S. Filing Date: November 4, 2003	
	130	Co-Pending Application No. 10/918,579, Attorney Docket No. 05725.0808-02 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND OILSOLUBLE ESTERS AND METHODS OF USING SAME U.S. Filing Date: August 16, 2004.	
	131	Co-Pending Application No. 10/990,475, Attorney Docket No. 05725.1004-01 Title: USE OF A POLYMER FOR OBTAINING AN EXPRESS MAKE-UP OF KERATIN MATERIALS U.S. Filing Date: November 18, 2004	
	132	Co-Pending Application No. 10/993,430, Attorney Docket No. 05725.1003-01 Title: COSMETIC COMPOSITION COMPRISING A POLYMER BLEND U.S. Filing Date: November 22, 2004	
	133	Co-Pending Application No. 10/993,431, Attorney Docket No. 05725.0932-01 Title: A TRANSFER-FREE COMPOSITION STRUCTURED IN RIGID FORM BY A POLYMER U.S. Filing Date: November 22, 2004	
	134	Co-Pending Application No. 11/019,382, Attorney Docket No. 05725.1378 Title: COSMETIC COMPOSITION COMPRISING TWO DIFFERENT HETERO POLYMERS AND METHOD OF USING SAME U.S. Filing Date: December 23, 2004	
	135	English language abstract of JP 78/043577 from Patent Abstracts of Japan	
	136	English language DERWENT abstract of DE 197 26 184	
	137	English language DERWENT abstract of DE 197 55 649 A1	
	138	English language DERWENT abstract of DE 198 55 649 A1	
	139	English language DERWENT abstract of EP 0 507 692 A1	
	140	English language DERWENT abstract of EP 0 518 772 A1	
	141	English language DERWENT abstract of EP 0 518 773 A1	
	142	English language DERWENT abstract of EP 0 669 323 A1	
	143	English language DERWENT abstract of EP 0 775 698 A1	
	144	English language DERWENT abstract of EP 0 790 243 A1	
	145	English language DERWENT abstract of EP 0 863 145 A2	
	146	English language DERWENT abstract of EP 0 878 469 A1	
	147	English language DERWENT abstract of EP 0 967 200 A1	

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	148	English language DERWENT abstract of FR 2 315 991	
	149	English language DERWENT abstract of FR 2 416 008	
	150	English language DERWENT abstract of FR 2 796 550	
	151	English language DERWENT abstract of WO 01/97773	
	152	English language DERWENT abstract of WO 02/056847	
	153	English language DERWENT abstract of WO 02/056848	
	154	English language DERWENT abstract of WO 02/47622	
	155	English language DERWENT abstract of WO 02/47629	
	156	English language DERWENT abstract of WO 02/47630	
	157	English language DERWENT abstract of WO 86/04916	
	158	English language DERWENT abstract of WO 93/04665	
	159	English language DERWENT abstract of WO 98/25922	
	160	Estee Lauder MagnaScopic Maximum Volume mascara product packaging, believed to have first been sold in 2003	
	161	Estee Lauder's Amended Answer and Counterclaims, dated April 21, 2005, in the on-going litigation L'Oreal S.A., et al., v. The Estee Lauder Companies Inc., et al., Civil Action No. 04-1660 (D.N.J.)	
	162	Estee Lauder's Response to Plaintiff's First Set of Interrogatories (Nos. 1-6), dated September 27, 2004, in the on-going litigation L'Oreal S.A., et al. v. The Estee Lauder Companies Inc., et al., Civil Action No. 04-1660 (D.N.J.)	
	163	Estee Lauder's Response to Plaintiff's Third Set of Interrogatories (Nos. 8-13), dated June 21, 2005, in the on-going litigation L'Oreal S.A., et al. v. The Estee Lauder Companies Inc., et al., Civil Action No. 04-1660 (D.N.J.)	
	164	Harry's Cosmeticology 375-383 (J.B. Wilkinson & R.J. Moore eds., Chemical Pub. 7th ed. 1982).	
	165	International Search Report in PCT/US03/41618 (Atty. Docket No. 05725.1338-00304), dated March 11, 2005	
	166	International Search Report in PCT/US04/01071 (Atty. Docket No. 5725.1335-00304), dated February 22, 2005	
	167	McCutcheon's VOLUME 1: Emulsifiers & Detergents, North American Edition MC Publishing Co., Glen Rock NJ (1993), pp. 272-273.	
	168	Office Action in co-pending Application No. 09/618,066 (Attorney Docket No. 05725.0656-00) dated December 21, 2001 (Ex. Seidleck)	

Examiner Signature	Date Considered
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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Sheet

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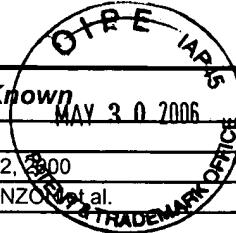
of

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**Complete if Known**

MAY 30 2006

Application Number	09/733,896
Filing Date	December 12, 2000
First Named Inventor	Carlos O. PINZO et al.
Art Unit	1711
Examiner Name	Nathan M. Nutter
Attorney Docket Number	05725.0806-00000


**NON PATENT LITERATURE DOCUMENTS**

169	Office Action in co-pending Application No. 09/618,066 (Attorney Docket No. 05725.0656-00) dated July 15, 2002 (Ex. Sheikh)	
170	Office Action in co-pending Application No. 09/618,066 (Attorney Docket No. 05725.0656-00) dated July 16, 2003 (Ex. Sheikh)	
171	Office Action in co-pending Application No. 09/618,066 (Attorney Docket No. 05725.0656-00) dated November 19, 2003 (Ex. Sheikh)	
172	Office Action in co-pending Application No. 09/685,577 (Attorney Docket No. 05725.0656-01) dated August 11, 2004 (Ex. Venkat)	
173	Office Action in co-pending Application No. 09/685,577 (Attorney Docket No. 05725.0656-01) dated July 15, 2002 (Ex. Sheikh)	
174	Office Action in co-pending Application No. 09/685,577 (Attorney Docket No. 05725.0656-01) dated July 16, 2003 (Ex. Sheikh)	
175	Office Action in co-pending Application No. 09/685,577 (Attorney Docket No. 05725.0656-01) dated November 19, 2003 (Ex. Sheikh)	
176	Office Action in co-pending Application No. 09/685,578 (Attorney Docket No. 05725.0659-01) dated August 11, 2004 (Ex. Pryor)	
177	Office Action in co-pending Application No. 09/685,578 (Attorney Docket No. 05725.0659-01) dated February 8, 2005 (Ex. Pryor)	
178	Office Action in co-pending Application No. 09/685,578 (Attorney Docket No. 05725.0659-01) dated May 7, 2003 (Ex. Pryor)	
179	Office Action in co-pending Application No. 09/685,578 (Attorney Docket No. 05725.0659-01) dated November 19, 2003 (Ex. Pryor)	
180	Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809) dated April 15, 2002 (Ex. Berman)	
181	Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809) dated April 23, 2003 (Ex. Wells)	
182	Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809) dated August 29, 2002 (Ex. Berman)	
183	Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809) dated May 6, 2004 (Ex. Yu)	
184	Office Action in co-pending Application No. 09/733,898 (Attorney Docket No. 05725.0808) dated April 25, 2005 (Ex. Yoon)	
185	Office Action in co-pending Application No. 09/733,898 (Attorney Docket No. 05725.0808) dated April 29, 2003 (Ex. Yoon)	
186	Office Action in co-pending Application No. 09/733,898 (Attorney Docket No. 05725.0808) dated August 28, 2002 (Ex. Yoon)	
187	Office Action in co-pending Application No. 09/733,898 (Attorney Docket No. 05725.0808) dated December 23, 2003 (Ex. Yoon)	
188	Office Action in co-pending Application No. 09/733,899 (Attorney Docket No. 05725.0594) dated April 7, 2004 (Ex. Lamm)	

Examiner Signature	Date Considered
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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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of

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MAY 30 2006

PTO-146  
PATENT & TRADEMARK OFFICE  
U.S. DEPARTMENT OF COMMERCE  
1100 L STREET, NW  
WASHINGTON, DC 20591-0001  
www.uspto.gov

Application Number	09/733,896
Filing Date	December 12, 2000
First Named Inventor	Carlos O. PINZON et al.
Art Unit	1711
Examiner Name	Nathan M. Nutter
Attorney Docket Number	05725.0806-00000

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
	189	Office Action in co-pending Application No. 09/733,899 (Attorney Docket No. 05725.0594) dated April 9, 2003 (Ex. Lamm)	
	190	Office Action in co-pending Application No. 09/733,899 (Attorney Docket No. 05725.0594) dated May 3, 2005 (Ex. Venkat)	
	191	Office Action in co-pending Application No. 09/733,899 (Attorney Docket No. 05725.0594) dated September 22, 2004 (Ex. Venkat)	
	192	Office Action in co-pending Application No. 09/733,900 (Attorney Docket No. 05725.0595) dated April 7, 2004 (Ex. Lamm)	
	193	Office Action in co-pending Application No. 09/733,900 (Attorney Docket No. 05725.0595) dated December 1, 2004 (Ex. Venkat)	
	194	Office Action in co-pending Application No. 09/733,900 (Attorney Docket No. 05725.0595) dated July 16, 2003 (Ex. Lamm)	
	195	Office Action in co-pending Application No. 09/733,900 (Attorney Docket No. 05725.0595), dated June 2, 2005 (Ex. Venkat)	
	196	Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832) dated April 29, 2005 (Ex. Venkat)	
	197	Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832) dated August 13, 2003 (Ex. Howard)	
	198	Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832) dated July 16, 2002 (Ex. Howard)	
	199	Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832) dated May 5, 2004 (Ex. Howard)	
	200	Office Action in co-pending Application No. 09/899,909 (Attorney Docket No. 05725.0920) dated December 18, 2001 (Ex. Dodson)	
	201	Office Action in co-pending Application No. 09/937,314 (Attorney Docket No. 05725.0932) dated May 19, 2004 (Ex. Venkat)	
	202	Office Action in co-pending Application No. 09/971,028 (Attorney Docket No. 05725.0895) dated August 11, 2003 (Ex. Wang)	
	203	Office Action in co-pending Application No. 09/971,028 (Attorney Docket No. 05725.0895) dated March 26, 2003 (Ex. Wang)	
	204	Office Action in co-pending Application No. 10/012,029 (Attorney Docket No. 05725.1003) dated November 20, 2002 (Ex. Venkat)	
	205	Office Action in co-pending Application No. 10/012,029 (Attorney Docket No. 05725.1003) dated September 08, 2003 (Ex. Venkat)	
	206	Office Action in co-pending Application No. 10/012,051 (Attorney Docket No. 05725.1004) dated January 14, 2003 (Ex. Venkat)	
	207	Office Action in co-pending Application No. 10/012,051 (Attorney Docket No. 05725.1004) dated May 14, 2004 (Ex. Venkat)	

Examiner Signature	Date Considered
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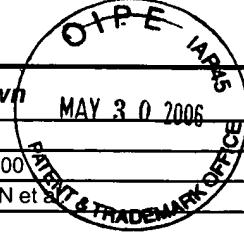
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Sheet 10 of 12

**Complete if Known**

MAY 30 2006

Application Number	09/733,896
Filing Date	December 12, 2000
First Named Inventor	Carlos O. PINZON et al
Art Unit	1711
Examiner Name	Nathan M. Nutter
Attorney Docket Number	05725.0806-00000


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	208	Office Action in co-pending Application No. 10/012,051 (Attorney Docket No. 05725.1004) dated October 3, 2003 (Ex. Venkat)	
	209	Office Action in co-pending Application No. 10/012,052 (Attorney Docket No. 05725.1005) dated August 9, 2004 (Ex. Wells)	
	210	Office Action in co-pending Application No. 10/012,052 (Attorney Docket No. 05725.1005) dated November 6, 2003 (Ex. Wells)	
	211	Office Action in co-pending Application No. 10/012,052 (Attorney Docket No. 05725.1005-00), dated June 3, 2005 (Ex. Venkat)	
	212	Office Action in co-pending Application No. 10/046,568 (Attorney Docket No. 05725.1018) dated December 30, 2003 (Ex. Venkat)	
	213	Office Action in co-pending Application No. 10/046,568 (Attorney Docket No. 05725.1018) dated June 12, 2003 (Ex. Venkat)	
	214	Office Action in co-pending Application No. 10/046,568 (Attorney Docket No. 05725.1018) dated November 5, 2002 (Ex. Venkat)	
	215	Office Action in co-pending Application No. 10/046,568 (Attorney Docket No. 05725.1018) dated September 22, 2004 (Ex. Venkat)	
	216	Office Action in co-pending Application No. 10/047,987 (Attorney Docket No. 05725.1020) dated December 11, 2003 (Ex. Venkat)	
	217	Office Action in co-pending Application No. 10/047,987 (Attorney Docket No. 05725.1020) dated September 7, 2004 (Ex. Venkat)	
	218	Office Action in co-pending Application No. 10/182,830 (Attorney Docket No. 05725.0795-01) dated April 4, 2005 (Ex. Venkat)	
	219	Office Action in co-pending Application No. 10/182,830 (Attorney Docket No. 05725.0795-01) dated August 24, 2004 (Ex. Venkat)	
	220	Office Action in co-pending Application No. 10/198,931 (Attorney Docket No. 05725.0896) dated December 18, 2003 (Ex. Venkat)	
	221	Office Action in co-pending Application No. 10/198,931 (Attorney Docket No. 05725.0896) dated September 1, 2004 (Ex. Venkat)	
	222	Office Action in co-pending Application No. 10/203,018 (Attorney Docket No. 05725.0816-01) dated May 19, 2004 (Ex. Venkat)	
	223	Office Action in co-pending Application No. 10/203,254 (Attorney Docket No. 05725.0817-01) dated April 22, 2005 (Ex. Berko)	
	224	Office Action in co-pending Application No. 10/203,375 (Attorney Docket No. 06028.0018-00), dated May 13, 2005 (Ex. Punnose)	
	225	Office Action in co-pending Application No. 10/312,083 (Attorney Docket No. 05725.1187) dated April 18, 2005 (Ex. Venkat)	

Examiner Signature	Date Considered
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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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Sheet

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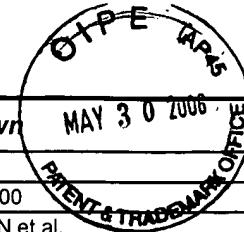
of

12

**Complete if Known**

MAY 30 2006

Application Number	09/733,896
Filing Date	December 12, 2000
First Named Inventor	Carlos O. PINZON et al.
Art Unit	1711
Examiner Name	Nathan M. Nutter
Attorney Docket Number	05725.0806-00000


**NON PATENT LITERATURE DOCUMENTS**

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	226	Office Action in co-pending Application No. 10/312,083 (Attorney Docket No. 05725.1187) dated October 1, 2004 (Ex. Venkat)	
	227	Office Action in co-pending Application No. 10/413,217 (Attorney Docket No. 05725.0895-01) dated September 9, 2004 (Ex. Venkat)	
	228	Office Action in co-pending Application No. 10/699,780 (Attorney Docket No. 05725.0895-02) dated September 22, 2004 (Ex. Venkat)	
	229	Office Action in co-pending Application No. 10/699,780 (Attorney Docket No. 05725.0895-02), dated June 15, 2005 (Ex. Venkat)	
	230	Office Action in co-pending Application No. 10/746,612 (Attorney Docket No. 05725.1338-01) dated June 15, 2005 (Ex. Venkat)	
	231	Office Action in co-pending Application No. 10/746,612 (Attorney Docket No. 05725.1338-01) dated September 20, 2004 (Ex. Venkat)	
	232	Office Action in co-pending Application No. 10/787,440 (Attorney Docket No. 05725.0816-02) dated August 24, 2004 (Ex. Venkat)	
	233	Office Action in co-pending Application No. 10/787,441, (Attorney Docket No. 05725.0795-02) dated April 5, 2005 (Ex. Venkat)	
	234	Origins Full StoryTM Lush lash mascara product packaging, believed to have first been sold in 2003	
	235	U.S. District Court for the District of New Jersey Civil Docket for L'Oreal S.A. et al. v. Estee Lauder Companies, Inc., et al., Civ. No. 04-1660 (HAA) (filed April 7, 2004) (retrieved January 2, 2005)	
	236	Co-Pending Application No. 11/212,811, Attorney Docket No. 05725.0816-03 Title: A TRANSFER-FREE MASCARA COMPOSITION COMPRISING AT LEAST ONE VOLATILE SOLVENT AND AT LEAST ONE POLYMER U.S. Filing Date August 29, 2005	
	237	Co-Pending Application No. 11/312,338, Attorney Docket No. 05725.1538 Title: COMPOSITION AND PROCESS FOR COATING KERATIN FIBERS U.S. Filing Date December 21, 2005	
	238	Co-Pending Application No. 11/351,309, Attorney Docket No. 05725.1020-01 Title: COSMETIC COMPOSITION CONTAINING A POLYMER AND A FLUORO OIL U.S. Filing February 10, 2006	
	239	Co-Pending Application No. 11/406,371; Attorney Docket No. 06028.0130-00 Title: COSMETIC COMPOSITION COMPRISING SILICA PARTICLES, REFLECTING PARTICLES, AND AT LEAST ONE POLYMER, PREPARATIVE PROCESS, AND USES THEREOF U.S. Filing Date: April 19, 2006	
	240	English Language Abstract of FR 2 804 014 from esp@cenet	
	241	English Language Abstract of FR 2 817 742 from esp@cenet	
	242	English language abstract of JP 02/207014 from Patent Abstracts of Japan	

Examiner Signature	Date Considered
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IDS Form PTO/SB/08: Substitute for form 1449A/PTO				<i>Complete if Known</i>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>					
Sheet	12	of	12	Application Number	09/733,896
				Filing Date	December 12, 2000
				First Named Inventor	Carlos O. PINZON et al.
				Art Unit	1711
				Examiner Name	Nathan M. Nutter
				Attorney Docket Number	05725.0806-00000

<b>NON PATENT LITERATURE DOCUMENTS</b>		
	243	Estee Lauder's Answer and Counterclaims, dated May 27, 2004, in the on-going litigation L'Oreal S.A., et al., v. The Estee Lauder Companies Inc., et al., Civil Action No. 04-1660 (D.N.J.)
	244	L'Oreal's Complaint for Patent Infringement, dated April 7, 2004, in the on-going litigation L'Oreal S.A., et al., v. The Estee Lauder Companies Inc., et al., Civil Action No. 04-1660 (D.N.J.)
	245	Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809-00) dated February 8, 2006 (Ex. Venkat)
	246	Office Action in co-pending Application No. 09/733,898 (Attorney Docket No. 05725.0808-00) dated January 11, 2006 (Ex. Yoon)
	247	Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832) dated November 23, 2005 (Ex. Venkat)
	248	Office Action in co-pending Application No. 10/129,377 (Attorney Docket No. 05725.0819-01) dated January 13, 2006 (Ex. Venkat)
	249	Office Action in co-pending Application No. 10/182,830 (Attorney Docket No. 05725.0795-01) dated November 25, 2005 (Ex. Venkat)
	250	Office Action in co-pending Application No. 10/182,830 (Attorney Docket No. 05725.0795-01) dated May 17, 2006 (Ex. Venkat)
	251	Office Action in co-pending Application No. 10/203,254 (Attorney Docket No. 05725.0817-01) dated December 5, 2005 (Ex. Dameron Jones)
	252	Office Action in co-pending Application No. 10/312,083 (Attorney Docket No. 05725.1187) dated September 28, 2005 (Ex. Venkat)
	253	Office Action in co-pending Application No. 10/312,083 (Attorney Docket No. 05725.1187-00) dated April 6, 2006 (Ex. Venkat)
	254	Office Action in co-pending Application No. 10/746,612 (Attorney Docket No. 05725.1338-01) dated February 17, 2006 (Ex. Venkat)
	255	Office Action in co-pending Application No. 10/990,475 (Attorney Docket No. 05725.1004-01) dated May 1, 2006 (Ex. Venkat)
	256	Office Action in co-pending Application No. 10/990,475 (Attorney Docket No. 05725.1004-01) dated November 2, 2005 (Ex. Venkat)
	257	Office Action in co-pending Application No. 11/212,811 Attorney Docket No. 05725.0816-03) dated November 17, 2005 (Ex. Venkat)
	258	Richard J. Lewis, Sr., "Fatty Acid," Hawley's Condensed Chemical Dictionary 487 (13th ed., 1997)

Examiner Signature	Date Considered
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